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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, SEPTEMBER 28, 2001

APPLICATION OF
LAKE MONTICELLO SERVICE COMPANY

CASE NO. PUE010424

For amendment of its certificates
of public convenience and necessity
pursuant to Va. Code § 56-265.3 D

ORDER FOR NOTICE AND COMMENT AND/OR REQUESTS FOR HEARING

On July 26, 2001, Lake Monticello Service Company (the "Company") filed an application with the State Corporation Commission ("Commission") to amend its certificates of public convenience and necessity, Certificate Nos. W-197(a) and S-64(a), pursuant to § 56-265.3 D of the Code of Virginia. The current certificates designate the Lake Monticello residential subdivision and two adjacent areas as the Company's certificated service territory.

The Company wishes to amend its certificates to include property adjacent to its current service territory, which upon addition of the adjacent property would include an area generally bounded by Routes 53, 600, and 618.¹ The Company represents that none of the areas to be included are located in the service area of another certificated water or sewer company,

¹ The Company's application at Exhibit A contains a map highlighting the area proposed to be designated as the Company's service territory in its certificates.

and that no other certificated company provides water or sewer service to the area. To the south, the Company's service territory would be expanded to parallel Route 600 from the intersection of Route 53 and Route 600 to the Company's current territory on Route 600. The service territory would be expanded to the east to parallel Route 618. To the west, the service territory would be expanded to parallel Route 53 from the intersection of Route 53 and Route 600 to the intersection of Route 53 and Route 618. In addition, the Company seeks to include approximately 10.4 acres of land to the south of Route 600 outside, but adjacent to, the service territory's boundaries as proposed to be amended. The Company does not propose any changes to its tariffs, rates, rules, and regulations on file with the Commission.

NOW THE COMMISSION, having considered the application, is of the opinion and finds that this matter should be docketed, notice should be given, and interested persons should have the opportunity to comment or request a hearing.

Accordingly, IT IS ORDERED THAT:

(1) This matter shall be docketed and assigned Case No. PUE010424.

(2) The Company shall make a copy of its application and exhibit available for public inspection during regular business hours at the Company's office, 397 Jefferson Drive, Palmyra,

Virginia 22963. The application is also available for public inspection Monday through Friday, 8:15 a.m. to 5:00 p.m., at the Commission's Document Control Center, Tyler Building, First Floor, 1300 East Main Street, Richmond, Virginia.

(3) On or before October 29, 2001, the Company shall cause the following notice to be published once as display advertising in newspapers having general circulation in Fluvanna County and its surrounding area. The Company may mail the following notice to all of its customers within its currently designated service territory. The notice to be published is prescribed as follows:

NOTICE OF THE PETITION OF
LAKE MONTICELLO SERVICE COMPANY
FOR AMENDMENT OF ITS
CERTIFICATES OF PUBLIC CONVENIENCE
AND NECESSITY PURSUANT TO
VA. CODE § 56-265.3 D
CASE NO. PUE010424

On July 26, 2001, Lake Monticello Service Company (the "Company") filed an application with the State Corporation Commission ("Commission") to amend its certificates of public convenience and necessity, Certificate Nos. W-197(a) and S-64(a), pursuant to § 56-265.3 D of the Code of Virginia. The current certificates designate the Lake Monticello residential subdivision and two adjacent areas as the Company's certificated service territory.

The Company wishes to amend its certificates to include property adjacent to its current service territory, which upon addition of the adjacent property would include an area generally bounded by Routes 53, 600, and 618. The Company represents that none of the areas to be

included are located in the service area of another certificated water or sewer company, and that no other certificated company provides water or sewer service to the area. To the south, the Company's service territory would be expanded to parallel Route 600 from the intersection of Route 53 and Route 600 to the Company's current territory on Route 600. The service territory would be expanded to the east to parallel Route 618. To the west, the service territory would be expanded to parallel Route 53 from the intersection of Route 53 and Route 600 to the intersection of Route 53 and Route 618. In addition, the Company seeks to include approximately 10.4 acres of land to the south of Route 600 outside, but adjacent to, the service territory's boundaries as proposed to be amended. The Company does not propose any changes to its tariffs, rates, rules, and regulations on file with the Commission.

A copy of the application is available for public inspection during regular business hours at the Company's office, 397 Jefferson Drive, Palmyra, Virginia 22963. The application also is available for public inspection Monday through Friday, 8:15 a.m. to 5:00 p.m., at the State Corporation Commission, Document Control Center, Tyler Building, First Floor, 1300 East Main Street Richmond, Virginia.

Any interested person or entity desiring to comment on the application or request a hearing may do so on or before November 19, 2001, by addressing such comments or requests to: Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. All comments and requests shall refer to Case No. PUE010424. A copy of the comments or requests for hearing must also be sent to counsel for the Company, Anthony Gambardella, Esquire, Woods, Rogers & Hazlegrove, 823 East Main

Street, Suite 1200, Richmond, Virginia 23219. Requests for hearing shall state why a hearing is necessary and why such issues cannot be adequately addressed in written comments.

If no sufficient requests for hearings are received, a formal hearing with oral testimony may not be held, and the Commission may make its decisions administratively, based upon papers filed in this proceeding.

LAKE MONTICELLO SERVICE COMPANY

(4) The Company forthwith shall serve a copy of this Order on the Chairman of the Board of Supervisors of any county and upon the Mayor or Manager of any county, city, or town (or equivalent officials in counties, towns, and cities having alternate forms of government) lying within the Company's service area. Service shall be made by first-class mail or delivery to the customary place of business or residence of the person served.

(5) On or before November 16, 2001, the Company shall provide the Commission with proof of notice required in Ordering Paragraphs (3) and (4).

(6) On or before November 19, 2001, any interested person or entity desiring to comment in writing on the Company's application may do so by directing such comments to Joel H. Peck, Clerk, State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218. A copy of the

same shall simultaneously be served on counsel for the Company, Anthony Gambardella, Esquire, Woods, Rogers & Hazlegrove, 823 East Main Street, Suite 1200, Richmond, Virginia 23219. All comments shall refer to Case No. PUE010424.

(7) On or before November 19, 2001, any interested person or entity desiring a hearing in this matter shall file a request for hearing in writing with Joel H. Peck, Clerk of the Commission, at the address set forth in Ordering Paragraph (6) above. A copy of the same shall simultaneously be served on to counsel for the Company at the address set forth in Ordering Paragraph (6) above. All requests for hearing shall refer to Case No. PUE010424. Any request for hearing shall detail why such issues cannot be adequately addressed in written comments.

(8) Commission Staff shall review the application and shall submit, on or before December 10, 2001, a report presenting their findings and recommendations.

(9) The Company shall file any response it may have to the Staff Report on or before December 17, 2001.

(10) The Company shall respond to written interrogatories or data requests within ten (10) days after the receipt of such requests. Except as so modified herein, discovery and hearing preparation procedures shall be in accordance with of the Commission's Rules of Practice and Procedure.